

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

#91

ATOFINA CHEMICALS, INC., )

Plaintiff, )

v. )

Civil Action No. 99-2559 (RBW)

JAMES E. ROGAN, in his official  
capacity as Under Secretary of  
Commerce for Intellectual  
Property and Director of  
The United States Patent and  
Trademark Office.

Defendant. )

**FILED****APR 09 2002**NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT**ORDER**

Upon consideration of the litigants Joint Motion for Remand to the United States Patent and Trademark Office and Dismissal Without Prejudice, Memorandum in Support Thereof, and the entire record in this case, it is hereby

**ORDERED** that the Joint Motion for Remand is **GRANTED**; and it is

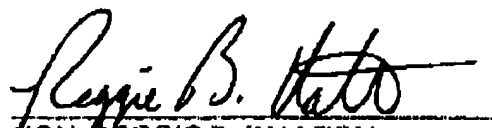
**FURTHER ORDERED** that this case is hereby **REMANDED** to the United States Patent and Trademark Office ("USPTO") for further proceedings not inconsistent with this Court's February 26, 2002 Memorandum Opinion and Order; and it is

**FURTHER ORDERED** that the USPTO shall issue an Office Action or other appropriate action within 90 days of receipt of this Court's Order remanding the case; and it is

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**ORDERED** that this action is **DISMISSED** without prejudice.

DATED: April 9, 2002.

A handwritten signature in cursive script, reading "Reggie B. Walton", written over a horizontal line.

HON. REGGIE B. WALTON  
UNITED STATES DISTRICT JUDGE

Copies to:

David J. Ball, Jr.  
Assistant United States Attorney  
Judiciary Center Building, Room 10-114  
555 Fourth Street N.W.  
Washington, D.C. 20530

Kristin L. Yohannan  
Associate Solicitor  
United States Patent and Trademark Office  
Office of the Solicitor  
P.O. Box 15667  
Arlington, VA 22215

Michael R. McGurk, Esq.  
Barbara R. Rudolph, Esq.  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.  
1300 I Street, N.W.  
Washington, D.C. 20005-3315